



# California Fair Political Practices Commission

July 19, 1989

Robert E. Leidigh  
Olson, Connelly, Hagel & Fong  
300 Capitol Mall, Ste. 350  
Sacramento, CA 95814

Re: Your Request For Informal  
Assistance  
Our File No. I-89-391

Dear Mr. Leidigh:

You have requested confirmation of telephone assistance I provided to you concerning the campaign provisions of the Political Reform Act.<sup>1/</sup> Because you have not identified the person on whose behalf you are seeking advice, we treat your letter as a request for informal assistance rather than formal advice.<sup>2/</sup>

Your letter dated June 30, 1989, correctly summarizes my advice that the contribution limitation which applies to contributions made by "affiliated entities" pursuant to Regulation 18428 is the higher limitation which applies to either of the entities. For example, in the case of affiliated entities which consist of a corporation, for which the limitation is \$1,000, and a "political committee," for which the limitation is \$2,500, the two entities may make combined contributions of up to \$2,500 to a candidate in a fiscal year.

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1/ Government Code Sections 81000-91015. All statutory references are to the Government Code unless otherwise indicated. Commission regulations appear at 2 California Code of Regulations Section 18000, et seq. All references to regulations are to Title 2, Division 6 of the California Code of Regulations.

2/ Informal assistance does not provide the requestor with the immunity provided by an opinion or formal written advice.  
(Section 83114; Regulation 18329(c)(3).)

Robert E. Leidigh  
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If you have any questions about this letter, please call me  
at (916) 322-5662.

Sincerely,

Kathryn E. Donovan  
General Counsel

By: Jeanne Pritchard  
Division Chief  
Technical Assistance and  
Analysis Division

311

Law Offices of  
**OLSON, CONNELLY, HAGEL & FONG**

Jan 30 4 13 PM '89

June 30, 1989

Ms. Jeanne Pritchard, Chief  
Technical Assistance and Analysis Division  
FAIR POLITICAL PRACTICES COMMISSION  
428 "J" Street, Suite 800  
Sacramento, California 95814

**HAND DELIVERED**

**RE: CONFIRMATION OF TELEPHONE ADVICE PROVIDED 6/28/89**

Dear Ms. Pritchard:

This letter will confirm telephone advice received on June 28 1989, from you. The question concerned the limitations applicable under the new "affiliation" regulation adopted by the Commission at its June 6, 1989, meeting.

**FACTS**

A corporation sponsors a political action committee, which is itself incorporated. (It has been registered for years as a federal PAC.) The PAC receives contributions from officers and employees of the corporation. Recently, the PAC received \$3,500 in contributions from officers and employees which were "earmarked" for making contributions in California. The PAC has now filed a Statement of Organization in California as a recipient committee.

The corporation has previously contributed \$1,000 in the current fiscal period (1/1/89 to 6/30/89) to a California candidate. Under newly adopted Regulation 18531.5 and amended Regulation 18428, the corporation and PAC are "affiliated entities."

**QUESTION**

How much may the sponsored PAC contribute to the same candidate on or before June 30, 1989?

**CONCLUSION**

You stated that the sponsored PAC would be able to contribute an additional \$1,500 to the candidate on or before June 30, 1989. Although the Commission staff at one time considered proposing that the lower limitation

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LANCE H. OLSON  
BRUCE J. HAGEL  
LEROY Y. FONG  
ROBERT E. LEIDIGH

OF COUNSEL  
LLOYD G. CONNELLY, Member  
California State Legislature

Jeanne Pritchard  
June 30, 1989  
Page two

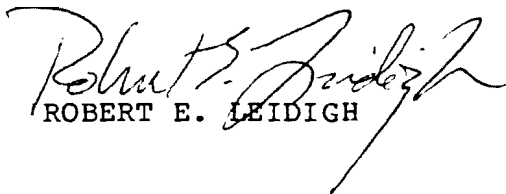
apply (i.e., the corporation's \$1,000 "person" limit) the staff has now concluded that the upper limit should apply in these circumstances.

Since the PAC has only recently registered in California, it cannot meet the six months test to qualify as a broad based political committee; therefore, its limit is \$2,500 per fiscal year. Consequently, the corporation and the PAC, acting together as "affiliated entities" could contribute up to that limit. Since the corporation has previously contributed \$1,000 during the fiscal year, the PAC may contribute only an additional \$1,500 during that fiscal period.

Please confirm this advice in writing.

Very truly yours,

OLSON, CONNELLY, HAGEL & FONG

  
ROBERT E. LEIDIGH

89-311

Law Offices of  
**OLSON, CONNELLY, HAGEL & FONG**

JUN 30 4 18 PM '89

June 30, 1989

Ms. Jeanne Pritchard, Chief  
Technical Assistance and Analysis Division  
FAIR POLITICAL PRACTICES COMMISSION  
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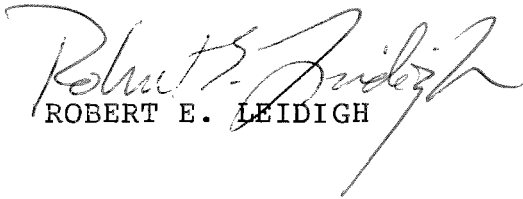
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Very truly yours,

OLSON, CONNELLY, HAGEL & FONG

  
ROBERT E. LEIDIGH



# California Fair Political Practices Commission

July 6, 1989

Robert E. Leidigh  
Olson, Connelly, Hagel & Fong  
300 Capitol Mall, Suite 350  
Sacramento, CA 95814

Re: Letter No. 89-391

Dear Mr. Leidigh:

We received your letter requesting confirmation of advice under the Political Reform Act on June 30, 1989. Your letter has been assigned to our Technical Assistance and Analysis Division for response. If you have any questions, you may contact that division directly at (916) 322-5662.

If the letter is appropriate for confirmation without further analysis, we will attempt to expedite our response. A confirming response will be released after it has gone through our approval process. If the letter is not appropriate for this treatment, the staff person assigned to prepare the response will contact you shortly to advise you. In such cases, the normal analysis, review and approval process will be followed.

You should be aware that your letter and our response are public records which may be disclosed to any interested person upon receipt of a proper request for disclosure.

Sincerely,

A handwritten signature in cursive script, reading "Kathryn E. Donovan".

Kathryn E. Donovan  
General Counsel

KED:plh:confadv1